

**IN THE UNITED STATES DISTRICT COURT FOR  
THE MIDDLE DISTRICT OF ALABAMA  
EASTERN DIVISION**

**UNITED STATES OF AMERICA**

v.

**TYRONE WHITE**

CASE NO. **3:05-CR-234-A**

**MOTION TO STRIKE HEARING**

COMES NOW the Defendant TYRONE WHITE, by and through his attorney, Julian L. McPhillips, Jr., and respectfully moves this Court to strike the hearing, currently set for Thursday, October 27, 2005, and states as follows:

1. The Defendant, through counsel, has made adequate arrangements with the Probation Officer assigned to this case, to address the concerns set forth by the Defendant in his *Motion to Lift Electronic Monitoring Restrictions and Allow Defendant to Remain Out on Bond Pending Trial* (Doc. 9).

2. Further, the Defendant, through counsel, has negotiated a satisfactory agreement with the government, in regard to the above-referenced Motion, as well as the Defendant's *Motion for Sanctions* (Doc. 14), which are both pending before this Court, and currently set for oral arguments on October 27, 2005, at 2:45 p.m.

3. Therefore, the Defendant hereby **withdraws** the above-referenced motions, and seeks to inform the Court that a hearing on this matter is no longer required.

WHEREFORE, premises considered, the undersigned requests that this court strike the hearing currently set in this matter for Thursday, October 27, 2005, before the Honorable Delores R. Boyd.

RESPECTFULLY SUBMITTED this 25th day of October, 2005,

TYRONE WHITE  
Defendant

Electronically signed  
BY: JULIAN L. McPHILLIPS, JR.  
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OF COUNSEL:  
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CERTIFICATE OF SERVICE

I certify that, on this date, I have served a copy of the foregoing upon the Government by electronic filing, and by mailing an additional courtesy copy of same to the Government's attorneys at the addresses below:

Todd A. Brown  
Assistant United States Attorney  
One Court Square, Room 201  
P.O. Box 197  
Montgomery, Alabama 36101

Electronically signed  
JULIAN L. McPHILLIPS, JR.  
Attorney for Defendant